

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MICHAEL OLIVER GIBBS,) NO. ED CV 06-1227-DSF(E)
)
 Petitioner,)
)
 v.) ORDER ADOPTING FINDINGS,
)
 A. HEDGEPETH, Warden,) CONCLUSIONS AND RECOMMENDATIONS OF
)
 Respondent.) UNITED STATES MAGISTRATE JUDGE
)
 _____)

Pursuant to 28 U.S.C. section 636, the Court has reviewed the Petition, all of the records herein and the attached Report and Recommendation of United States Magistrate Judge. The Court approves and adopts the Magistrate Judge's Report and Recommendation.

IT IS ORDERED that Judgment be entered denying and dismissing the Petition without prejudice.

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1 IT IS FURTHER ORDERED that the Clerk serve copies of this Order,
2 the Magistrate Judge's Report and Recommendation and the Judgment
3 herein on Petitioner and counsel for Respondent.

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5 LET JUDGMENT BE ENTERED ACCORDINGLY.

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7 DATED: 5/25/11

8 *Dale S. Fischer*

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10 DALE S. FISCHER
11 UNITED STATES DISTRICT JUDGE

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